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| Notice of Allowability | Application No. | Applicant(s) | |
| | 09/686,114 | KUNIN ET AL. | |
| | Examiner | Art Unit | |
| | KIEU-OANH T BUI | 2611 | |

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the IDS filed on 04/28/2005.
2. ☒ The allowed claim(s) is/are 18-21,23-27,29-40 and 60-63.
3. ☐ The drawings filed on _____ are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 6. ☒ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying Indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).**
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|--|---|
| <ol style="list-style-type: none"> 1. <input type="checkbox"/> Notice of References Cited (PTO-892) 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) 3. <input checked="" type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date <u>04/28/2005</u> 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit of Biological Material | <ol style="list-style-type: none"> 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) 6. <input type="checkbox"/> Interview Summary (PTO-413), Paper No./Mail Date _____ 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance 9. <input type="checkbox"/> Other _____ |
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EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR

1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Wayce Stacy on Thursday 01/14/2005.

The application has been amended as follows:

Please cancel claims 22, 28, and 64.

A handwritten signature in dark ink, appearing to read 'K. Bui', with a long horizontal flourish extending to the right.

Kieu-Oanh Bui
Primary Examiner
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DETAILED ACTION

Remark

1. Applicant's appeals of the finality of the rejection of June 16, 2004 and the Advisory action of November 18, 2004 is persuasive and, therefore, the finality and advisory actions is withdrawn.

Claims 1-17 were cancel;

Claims 41-59 were withdrawn without traverse.

Information Disclosure Statement

2. The information disclosure statement (IDS) submitted on 04/28/2005 was filed after the mailing date of the allowance on 04/22/2005. The submission is in compliance with the provisions of 37 CFR 1.97. Accordingly, the information disclosure statement is being considered by the examiner.

Drawings

3. The drawings filed on 10/11/2000 are acceptable subject to correction of the informalities. In order to avoid abandonment of this application, correction is required in reply to the Office action. The correction will not be held in abeyance.

Allowable Subject Matter

4. Claims 18-21, 23-27, 29-40, and 60-64 are allowed.

Reason for Allowance

5. The following is an examiner's statement of reasons for allowance:

Regarding claims 18 and 60, the closest prior art of record issue to Ogasawara (US Pat. No.6,543,052) and to Brown et al. (US Pat. No.6,587,822) fails to either alone or in combination to teach or suggest a method for viewing data retrieved over the Internet on a television system, the method comprising:

receiving a voice signal transmitted from a user over a phone network, the voice signal including an instruction for browsing the Web.

identifying, at a location remote to the user, a Web browsing instruction corresponding to the instruction included in the received voice signal;

retrieving data corresponding to the Web browsing instruction; and

transmitting the retrieved data to the user over a television network;

whereby at least portions of the retrieved data can be displayed on the television system associated with the user.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

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Conclusion

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to KIEU-OANH T BUI whose telephone number is (571)272-7291. The examiner can normally be reached on MON - THUR (9:00AM - 6:30PM).

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

KB
August 19, 2005



Krista Bui
Primary Examiner
Art Unit 2611
